



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION

Bureau of Case Management

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BOB MARTIN

Commissioner

CHRIS CHRISTIE

Governor

KIM GUADAGNO

Lt. Governor

March 9, 2015

Pamela J. Baxter
U.S. Environmental Protection Agency
Region II Headquarters
290 Broadway, 19th Floor East
Philadelphia, PA 19103

Re: Sharkey Landfill
Edwards & Sharkey Roads
Parsippany Troy-Hills, Morris County
SRP PI# G00000443
Activity Number Reference: RPC000001

Dear Ms. Baxter:

The New Jersey Department of Environmental Protection (Department) has completed a review of the Operations and Maintenance Report, First Quarter of the Second Baseline Phase, North and South Fills, dated January 2015, submitted pursuant to CERCLA, and the Department's Technical Requirements for Site Remediation, N.J.A.C. 7:26E. The Department hereby approves the Operations and Maintenance Report, effective the date of this letter.

Please be advised that for the Sharkey Landfill Site, the Responsible Party is required to file a Deed Notice for the landfill pursuant to N.J.A.C. 7:2C-7.2 and the TRSR. The Department has a Model Deed Notice which must be used, and can be found on the Department's website at <http://www.state.nj.us/dep/srp/srra/forms/>. The Department's requirement for a Deed Notice as mentioned above are Applicable or Relevant and Appropriate Requirements (ARARs) in accordance with the December 2, 1994 Consent Decree.

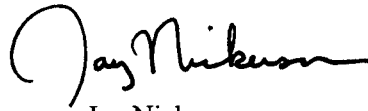
- a) For the Sharkey Landfill Site, the Responsible Party is required to file a Deed Notice for the landfill pursuant to N.J.A.C. 7:2C-7.2 and the TRSR. The Department has a Model Deed Notice which must be used, and can be found on the Department's website at <http://www.state.nj.us/dep/srp/srra/forms/>.
- b) In addition, the Responsible Party for Sharkey's Landfill Site is required to establish a Classification Exception Area (CEA) for the duration and areal extent of the ground water contamination identified at the site pursuant to the N.J.A.C. 7:2C-7.3. The guidance document which can be used to assist in the development of a CEA may be found on the Department's website at http://www.state.nj.us/dep/srp/guidance/cea/cea_guide.htm.



This requirement was previously provided in the Department's September 18, 2012 letter to the United States Environmental Protection Agency (USEPA). The Department requests that the USEPA include this requirement in a letter to the Responsible Parties. The Responsible Party shall submit a draft CEA and a draft deed notice to the Department prior to finalizing these documents. The Responsible Party may use the Biennial Certification form or equivalent to fulfill the biennial reporting requirement.

If you have any questions regarding this matter contact Jay Nickerson at (609) 633-1448.

Sincerely,

A handwritten signature in black ink, appearing to read "Jay Nickerson". The signature is fluid and cursive, with a large initial "J" and "N".

Jay Nickerson
Bureau of Case Management, Site Remediation Program
New Jersey Department of Environmental Protection